

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

CHRISTINE BRYANT on behalf of herself)
and all other persons similarly situated, known)
and unknown,)
Plaintiff,) Case No. 1:19-cv-06622
v.) Honorable Virginia M. Kendall
COMPASS GROUP USA, INC. and 365)
RETAIL MARKETS, LLC)
Defendants.)

**JOINT MOTION FOR FOURTH AND FINAL EXTENSION OF DEADLINE TO FILE
MOTION FOR PRELIMINARY APPROVAL AND TO RESET STATUS HEARING**

For the reasons below, the parties request that the Court grant a 14-day extension, until October 28, 2021, to file a motion for preliminary approval of the parties' class action settlement and to reset the October 19th status hearing to a date after October 28th.

1. This case is a proposed class action for alleged violations of the Biometric Information Privacy Act.

2. On July 21, 2021, the parties filed a Joint Motion for Extension of Deadline to File Motion for Preliminary Approval and to Reset Status Hearing. The Joint Motion explained that Plaintiff's counsel did not yet have the information they needed from Defendants to issue subpoenas. Counsel for Defendant 365 Retail Markets provided Plaintiff's counsel with a portion of that information on July 16, 2021. Counsel for Defendant Compass Group stated that they expected to provide Plaintiff's counsel with the remainder of that information by July 23, 2021. The Court granted the Joint Motion for Extension on July 26, 2021, extended the preliminary approval filing deadline to August 23rd, and reset the upcoming status hearing to August 26th.

Dkt. No. 72.

3. On August 18, 2021, the parties filed a Joint Motion for Second Extension of Deadline to File Motion for Preliminary Approval and to Reset Status Hearing. The Joint Motion explained that Defendant Compass Group had not yet provided Plaintiff's counsel with names and contact information that Plaintiff's counsel needed to serve subpoenas for class member contact information. Compass Group agreed to make best efforts to provide the information by August 27, 2021. The Court granted the Joint Motion for Second Extension on August 19, 2021, extended the preliminary approval filing deadline to September 23rd, and reset the upcoming status hearing to September 27th. Dkt. No. 76.

4. On September 22, 2021, the parties filed a Joint Motion for Third Extension of Deadline to File Motion for Preliminary Approval and to Reset Status Hearing. The Joint Motion explained that the parties needed additional time to finalize the revised settlement documents. The parties further stated that they anticipated this would be the final motion for extension. The Court granted the extension and gave Plaintiff until October 14th to move for preliminary approval and set a status hearing for October 19th. Dkt. No. 80.

5. Since the Court granted the Third Motion for Extension, the parties have conferred further over the revised settlement documents. On October 13, 2021, Defendants' counsel sent Plaintiff's counsel a further revised settlement agreement. The same day, Plaintiff's counsel reviewed the revisions and sent back additional revisions based on Defendant's latest changes. The parties are unable to finalize the settlement agreement in time to meet the preliminary approval filing deadline.

WHEREFORE, the parties request that the Court extend the deadline for filing for preliminary approval to October 28, 2021 and reset the October 19th status hearing to a date after October 28th.

Dated: October 14, 2021

/s/ Zachary C. Flowerree
One of Plaintiff's Attorneys

Douglas M. Werman
Maureen A. Salas
Sarah J. Arendt
Zachary C. Flowerree
WERMAN SALAS P.C.
77 W. Washington St., Ste. 1402
Chicago, IL 60602
Telephone: (312) 419-1008
dberman@flsalaw.com
msalas@flsalaw.com
zflowerree@flsalaw.com
sarendt@flsalaw.com

Attorneys for Plaintiff

Respectfully submitted,

/s/ Joseph C. Wylie II (with consent)
One of the Attorneys for Compass Group USA,
Inc.

Joseph C. Wylie II
Molly K. McGinley
Kenn Brotman
K&L GATES LLP
70 West Madison Street, Suite 3300
Chicago, IL 60602-4207
Telephone: (312) 372-1121
Facsimile: (312) 827-8108
joseph.wylie@klgates.com
molly.mcginley@klgates.com
kenn.brotman@klgates.com

*Attorneys for Defendant Compass Group USA,
Inc.*

/s/ Jad Sheikali (with consent)
Attorney for 365 Retail Markets, LLC

Jad Shekali
HONIGMAN LLP
155 N. Wacker Dr.
Suite 3100
Chicago, IL 60606
jsheikali@honigman.com
Telephone: 312-701-9383
Facsimile: 312-701-9335

*Attorney for Defendant 365 Retail Markets,
LLC*